

All communications respecting
this case should identify it by
number and names of parties.



MAILED

NOV 18 1983

BOARD OF PATENT
INTERFERENCES

**U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office**

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

Sprung, Horn, Kramer
and Woods
600 Third Ave.
New York, N.Y. 10016

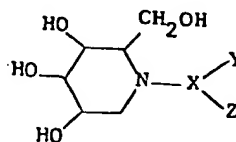
Applicant: Junge, et al
Serial No. 936,280
Filed: 08/23/78
For: NEW 3,4,5-TRIHIDROXY-
PIPERIDINE COMPOUNDS,
THEIR PRODUCTION AND
THEIR MEDICINAL USE
Interference No. 100,397

Pursuant to the Order by Deputy Commissioner
of Patent and Trademark dated September 19, 1983,
interference No. 100,397 is by redeclared as follows:

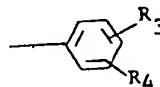
Count 1 is stricken and count 2 which
correspond as claim 57(s) your applicant are added.

Count 2

A compound of the formula:



wherein X is divalent alkyl of 3 to 6 carbon atoms, Y
is hydrogen or methyl and Z is



wherein R₃ and R₄ are independently hydrogen, halogen,
lower alkyl, lower alkoxy, hydroxyl, trihalomethyl,
dihaloalkylamino, cyano, carboxyl or carboloweralkoxy,
or a pharmaceutically acceptable non-toxic acid
addition salt thereof.

The relation of the interference to the claims of the respective parties is as follows:

<u>Count</u>	<u>Junge, et al</u>	<u>Matsumura, et al</u>
2	57(s)	41

Pursuant to the Board decision of June 2, 1983 (Paper No. 50) the order of the parties is changed to Junge, et al v. Matsumura et al because it was determined that Junge et al are not entitled to the benefit of their German applications.

On or before 18 JAN 1984, the statements demanded by Rules 37 C.F.R. 1.215 et seq. with respect to the proposed count 2 must be filed in a sealed envelope bearing the name of the party filing it and the number and title of the interference. See also 37 CFR 1.231(f) second sentence. The time for serving preliminary statements, as required by 37 CFR 1.215(b), is set to expire on 2 - FEB 1984.

Motions under 37 CFR 1.231 must be filed by

19 MAR 1984.

dal


Patent Interference Examiner

(703) 557-4007